



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: HARTAL=1B

In re Application of:

Dov HARTAL et al

Appln. No.: 09/449,093

Filed: November 24, 1999

For: NATURAL COLORING PRODUCTS

Conf. No.: 5856

Art Unit: 1761

Examiner: C.E. Sherrer

Washington, D.C.

October 27, 2003

RECEIVED  
OCT 29 2003  
TC 1700

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop AF  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated August 1, 2003, of the Primary Examiner. The claims appealed are claims 1-14, 23-38 and 41-45.

The item(s) checked below are appropriate:

☐ Small Entity Status: Applicant(s) claim small entity status. See 37 CFR 1.27.

XXX The fee has been calculated as shown below:

XXX \$330.00

☐ \$165.00 (small entity)

☐ Not required (fee paid in prior appeal)

☐ Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within

☐ First - \$ 55.00  
☐ Second - \$210.00  
☐ Third - \$475.00  
☐ Fourth - \$740.00

month after time period set

Other Than Small Entity  
Response Filed Within

☐ First - \$ 110.00  
☐ Second - \$420.00  
☐ Third - \$950.00  
☐ Fourth - \$1480.00

month after time period set

☐ Less fees (\$ ) already paid for months extension of time on .

☐ A check in the amount of \$ is attached. (Check No. )

XXX Credit Card Payment Form, PTO-2038, is attached, authorizing the amount of \$330.00.

XXX Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

10/28/2003 EFLORES 00000159 09449093

01 TC:1401

330.00 DP

Respectfully submitted,  
BROWDY AND NEIMARK, P.L.L.C.  
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